IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE K.M.JOSEPH

TUESDAY, THE 7TH AUGUST 2007 / 16TH SRAVANA 1929

WP(C).No. 24071 of 2007(N)

PETITIONERS:

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1. P.N. RETNAKARAN, SREEVILASOM HOUSE, S.R.P. MARKET P.O., THAZHAVA, KUTTIPPURAM, KOLLAM.

2. PRABHAKARAN PILLAI, KOTTUR PUTHEN VEEDU SRP MARKET P.O.,

3. IBRAHIMKUTTY,PAKSHITHAAYIL HOUSE, S.R.P. ,MARKET P.O.,KUTTIPPURAM.

4. DOLLY PRAKASH, KADAVINAL, S.R.P. MARKET P.O.,KUTTIPPURAM.

BY ADV. SRI.V.G.ARUN
SRI.T.R.HARIKUMAR

RESPONDENTS:

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1. DEPUTY DIRECTOR, DAIRY DEVELOPMENT, DEPARTMENT, KOLLAM.

2. KUTTIPPURAM MILK SOCIETY LIMITED NO.Q.329 (D), APCOS, KUTTIPPURAM PO KARUNAGAPPALLY,REPRESENTED BY ITS SECRETARY.

3. SECRETARY TO GOVERNMENT DAIRY DEVP. DEPARTMENT, GOVT. SECRETARIAT, TRIVANDRUM.

4. THE RETURNING OFFICER/DAIRY DEVELOPMENT OFFICER, OACHIRA.

BY GOVERNMENT PLEADER (SHRI P.K. RAVIKRISHNAN)

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 07/08/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

K. M. JOSEPH, J.

W.P.C. NO. 24071 OF 2007 N

Dated this the 7th August, 2007

JUDGMENT

Petitioners had approached this Court earlier and they obtained Ext.P6 Judgment, directing the first respondent to take a decision on Ext.P5 Appeal after hearing the affected parties, within ten weeks from the date of receipt of the Judgment. First respondent is the Deputy Director, Dairy Development Department, Kollam. In fact, Ext.P5 Appeal was filed before the Government. But, the Government is not made a party in Ext.P6 Judgment. It is submitted by the learned counsel for the petitioners that it was only upon the Appellate Authority pointing it out that the petitioners have become aware that the direction given is to the Deputy Director. It is pointed out that there is urgency and the Committee is superseded and a fresh election is ordered. I heard the learned Government Pleader also. In such circumstances, the Writ Petition is disposed of

directing the third respondent to take up Ext.P5 Appeal and dispose it of in accordance with law, at the earliest, in view of the urgency.

K. M. JOSEPH, JUDGE

kbk.